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10 **UNITED STATES DISTRICT COURT**

11 EASTERN DISTRICT OF CALIFORNIA

13 FERNANDO GASTELUM,

Case No. 1:21-cv-01130-NONE-SKO

14 Plaintiff,

15 **ORDER TRANSFERRING CASE**

16 v.

17 JACKSON IV LLC dba HAMPTON INN &
18 SUITES SACRAMENTO AT CSUS,

19 Defendant.

20 _____/

21 On July 26, 2021, Plaintiff Fernando Gastelum filed a complaint against Defendant Jackson
22 Iv LLC dba Hampton Inn & Suites Sacramento at CSUS, along with an application to proceed *in*
23 *forma pauperis*. (Docs. 1 & 2.) The complaint purports to allege claims pursuant to the Americans
24 with Disabilities Act and California's civil rights laws arising from Plaintiff's alleged visit to
25 Defendant, a hotel located in Sacramento. (See Doc. 1 ¶¶ 2-4.)

26 It is apparent from a reading of Plaintiff's allegations in the complaint that the gravamen of
27 this case arose in the Sacramento Division of the Eastern District of California, and any relationship

1 with the Fresno Division is minimal. All of events alleged in the complaint occurred at a hotel in
2 the city of Sacramento, which is part of the Sacramento Division. For these reasons, this case should
3 be transferred to the Sacramento Division of the Eastern Division of California. Pursuant to Local
4 Rule 120(f), a civil action which has not been commenced in the proper court may, on the Court's
5 own motion, be transferred to the proper court.

6 Accordingly, good cause appearing, IT IS HEREBY ORDERED that:

7 1. This case is transferred to the Sacramento Division of the United States District Court
8 for the Eastern District of California; and
9 2. All future filings shall refer to the new Sacramento case number assigned and shall
10 be filed at:

11 United States District Court
12 Eastern District of California
13 501 "I" Street, Suite 4-200
14 Sacramento, CA 95814

15 Plaintiff's request to proceed *in forma pauperis* (Doc. 2) remains pending.

16 IT IS SO ORDERED.

17 Dated: July 27, 2021

/s/ Sheila K. Oberto
18 UNITED STATES MAGISTRATE JUDGE

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